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Attorney for Defendant

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

RONALD WEINHEIM,

Defendant.

Case No. CR 07-0748-SI

DECLARATION OF DEFENDANT RE
WAIVER OF APPEARANCE AT STATUS
CONFERENCE

DECLARATION

I, Ronald Weinheim, hereby declare as follows:

1. I am aware that a status conference in this case is set for June 20, 2008 at 11:00 a.m. before this Honorable Court.

2. I am aware that I have a right to be personally present for the status conference.

3. I am requesting that my personal appearance be waived. I am making this request because
a) I live in the state of New York, and b) my physician has not cleared me for airplane travel until after July 15, 2008 as a result of right hip replacement surgery.

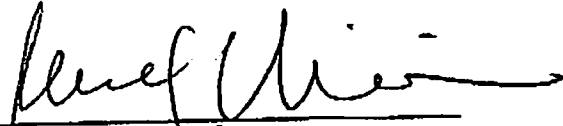
4. I respectfully request that the Court allow my attorney to appear on my behalf. I understand, and have no objection to, the court making a finding that time be excluded pursuant to 18 U.S.C. 3161(h)(4) or 18 U.S.C. 3161(h)(8)(B)(iv), or other relevant sections. I have been fully informed by my attorney regarding my right to a speedy trial, and I am not asserting my right to a speedy trial in this case.

I declare under penalty of perjury that the foregoing is true and correct. This declaration was executed by me on the 19th day of June, 2008 in Croton-on-Hudson, New York. .

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Respectfully submitted,



RONALD WEINHEIM



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GEORGE PIANKA, M.D.
COREY BURAK, M.D.
NICOLE SOLOMONS, D.O.

RE: WEINHEIM, RONALD

Date 06/09/2008

TO WHOM IT MAY CONCERN,

RONALD WEINHEIM IS UNDER MY CARE FOR A LEFT HIP REPLACEMENT PERFORMED APRIL 15, 2008. HE MAY TRAVEL VIA AIRPLANE TO CALIFORNIA AFTER 07/15/08. IF YOU HAVE ANY QUESTIONS PLEASE FEEL FREE TO CONTACT ME AT THE ABOVE PHONE NUMBER.

A handwritten signature in black ink, appearing to be "JRS", written over a horizontal line.

Dr Signature

J. Robert Seebacher, M.D.